

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
UTILITY PATENT APPLICATION TRANSMITTAL LETTER

Attorney Docket No.: IRI03748
Mailing Date: September 17, 1999



To: Assistant Commissioner for Patents
Box Patent Application
Washington D.C., 20231

Dear Sir:

Transmitted herewith for filing under 37 C.F.R. 1.53(b) is a:

New Nonprovisional Utility Patent Application; or
 Continuation; or Divisional; or Continuation-In-Part (CIP);
of prior US Application No. _____, filed on _____, having U.S.
Examiner _____, in Group Art Unit _____

Of: Shawn W. Hogberg, Thomas P. Emmons, Jr., and Robert Peters

For: **POWER BASED CHANNEL ASSIGNMENT IN A WIRELESS COMMUNICATION SYSTEM**

6 sheets of drawings and 25 pages of specification and claims.
 Newly executed oath or declaration combined with Power of Attorney on 3 pages.
 Copy of oath or declaration from prior U.S. application serial no. _____
 The following named inventor(s) from the prior application are hereby deleted from this
application in accordance with 37 C.F.R. 1.63(d)(2) and 1.33(b):

 Foreign priority to EPO patent application having serial number _____ and a
filing date of _____, is hereby claimed under 35 USC 119.
 An Assignment Transmittal Letter and Assignment of the invention to Motorola, Inc.
 An Information Disclosure Statement (IDS), with PTO-1449, and _____ citation copies.
 Return Receipt Postcard.
 Preliminary Amendment.
 Please cancel pending claims _____.
 Incorporation by Reference (for Continuation/Division/CIP application). The entire disclosure
of the prior application, from which a copy of the oath or declaration is supplied, is considered
as being part of the disclosure of the accompanying application and is hereby incorporated by
reference therein. Since the present application is based on a prior US application, please

amend the specification by adding the following sentence before the first sentence of the specification:

"The present application is based on prior US application No. _____, filed on _____, which is hereby incorporated by reference, and priority thereto for common subject matter is hereby claimed."

Applicant hereby petitions pursuant to 37 C.F.R. §1.136(a) for a _____ month extension of time for response to the outstanding Official Action mailed _____. The period for response was previously set to elapse _____, and is accordingly hereby extended to _____, which is still within the six-month statutory period for response (35 U.S.C. § 133) which elapses _____. The reason for this petition is that a Division, Continuation, or CIP is being filed, and it is desired to maintain the present application in pending condition pursuant to 35 USC § 120 through at least the filing of the Division, Continuation, or CIP application. The required Extension Fee established by 37 C.F.R. § 1.17(a) pursuant to 35 U.S.C. § 41(a) (8) is:

EXTENSION	FEE
<input type="checkbox"/> First Month	\$110.00
<input type="checkbox"/> Second Month	\$400.00
<input type="checkbox"/> Third Month	\$950.00
<input type="checkbox"/> Fourth Month	\$1,510.00
<input type="checkbox"/> Fifth Month	\$2,060.00

The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CANCELED BY AMENDMENT

FOR	NUMBER OF CLAIMS	NUMBER EXTRA	RATE	FEE
TOTAL CLAIMS	27 - 20 =	7	x \$18	= \$ 126.00
INDEPENDENT CLAIMS	4 - 3 =	1	x \$78	= \$ 78.00
MULTIPLE DEPENDENT CLAIMS			\$260	= \$ 0.00
BASIC FEE				= \$ 760.00
TOTAL FILING FEE				= \$ 964.00

Please charge Deposit Account No. 13-4771 in the amount of \$ 964.00 for the Total Filing Fee, and the Extension Fee under 37 C.F.R. §1.136(a), if applicable.

The Commissioner is hereby authorized to charge any additional fees which may be required now or in the future during the entire pendency of this application under 37 C.F.R. 1.16 or 37 C.F.R. 1.17, including any present or future time extension fees which may be required, or credit any overpayment to Deposit Account No. 13-4771.

This sheet is submitted in triplicate.

This transmittal letter has 3 total pages.

DATE

Motorola, Inc.
Intellectual Property Department - Suite R3108
P.O. Box 10219
Scottsdale, AZ 85271-0219

9/17/99

Frank J. Bogacz

29,047

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